

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Confirmation No.: 7988

Joch, et al.

Group Art Unit: 2621

Serial No.: 10/722,474

Examiner: Rao, Anand Shashikant

Filed: November 28, 2003

Docket No.: 178827-336070

SA Docket No.: A-11501

For: Low-Complexity Motion Vector Prediction For Video Codec With Two Lists of Reference Pictures

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop: Issue Fee
P.O. Box 1450
Commissioner for Patents
Alexandria, Virginia 22313-1450

Sir:

Pursuant to 37 C.F.R. 1.312, please consider the following remarks. It is not believed that extensions of time or fees for net addition of claims are required, beyond those which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to deposit account no. 20-0778.

REMARKS

Comments on Statement of Reasons for Allowance

The Statement of Reasons for Allowance on page 2 of the Notice of Allowability mailed March 11, 2008 includes some broad conclusory statements that may be viewed as an oversimplification of the examination issues, and if taken out of context, could give rise to an improper interpretation of the claims as well as the file history. For these reasons, Applicants provide the following comments.

First, Applicants assert that there are multiple grounds supporting allowance of the presently pending claims, including grounds in addition to those stated in the Statement of Reasons for Allowance.

Second, in accordance with 35 U.S.C. Section 282: "Each claim of a patent (whether in independent, dependent, or multiple dependent form) shall be presumed valid independently of the validity of other claims; dependent or multiple dependent claims shall be presumed valid even though dependent upon an invalid claim." Thus, any dependent claims that are not addressed by the Statement of Reasons for Allowance should not rise or fall, when construed in terms of validity, with their respective independent claims, but instead should be construed independently of their respective independent claims.

Third, the scope and validity of each claim (whether in independent, dependent, or multiple dependent form) should be determined based upon the entire combination of elements/features/steps in each claim, as opposed to only the particular feature or features pointed out by the Statement of Reasons for Allowance.

Respectfully submitted,

/dr/

David Rodack, Reg. No. 47,034

**THOMAS, KAYDEN,
HORSTEMEYER & RISLEY, L.L.P.**

Suite 1500
600 Galleria Parkway N.W.
Atlanta, Georgia 30339
(770) 933-9500